

STATE OF WASHINGTON
GAMBLING COMMISSION

In the Matter of the Suspension of)	
the Licenses to Conduct Gambling Activities of:)	NO. CR 2008-02024
)	
Parker's Sports Bar & Casino)	NOTICE OF ADMINISTRATIVE
17001 Aurora Avenue N.)	CHARGES AND OPPORTUNITY
Shoreline, Washington,)	FOR AN ADJUDICATIVE
)	PROCEEDING
Licensee.)	
_____)	

I.

The Washington State Gambling Commission issued Parker's Sports Bar & Casino, organization number 00-13542, the following licenses:

Number 67-00027, Authorizing Class "15" House-Banked Card Room Activity.
Number 05-07549, Authorizing Class "B" Punchboard/Pull-Tab Activity.

The licenses expire on September 30, 2009, and were issued subject to the licensee's compliance with state gambling laws and regulations.

II.

Rick Day, Director of the Washington State Gambling Commission, charges the licensee with the following violations of the Washington State Gambling Act, 9.46 RCW, and WAC Title 230:

- 1) On at least December 7, 2008, and December 16, 2008, the licensee failed to use the pan-tilt-zoom (PTZ) camera to verify winning hands, amounts of the wager, amounts of the payout, and the players who won the prize. This is a violation of WAC 230-15-320(4).
- 2) Between November 26, 2008, and December 19, 2008, on at least 14 player-supported jackpot (PSJ) payouts of \$500 or more, the licensee failed to record the value and suit of each card in a winning hand and failed to record the dealer confirming a complete deck of cards. This is a violation of WAC 230-15-405(5).
- 3) Between November 26, 2008, and December 19, 2008, the licensee did not keep video recordings for at least five PSJ payouts of \$500 or more. This is a violation of WAC 230-15-319(2).
- 4) The licensee has the following administrative history regarding surveillance violations:
 - a) In October 2007, the licensee received a warning letter for failing to display the value and suit of each card in a winning hand, failing to confirm a complete deck of cards, and failing to use the PTZ camera to verify the amount of the wager, the winning hand, and

the player who won the prize(s). (CR 2007-01650)

- b) In November 2007, the licensee received a NOVAS¹ for failing to use PTZ cameras to verify the amount of a wager, the winning hand, the player who won the prize, and failed to keep video recordings of jackpot payouts for at least 30 days. (CR 2007-01781)
- c) In February 2008, the licensee received a NOVAS for failing to keep video recordings of jackpot payouts for at least 30 days. (CR 2008-00399)
- d) In March 2008, the licensee received a NOVAS for failing to display the value and suit of each card in a winning hand and failing to confirm a complete deck of cards. The licensee self reported this violation.(CR 2008-00518)
- e) In June 2008, the licensee received a NOVAS for failing to use PTZ cameras to verify the amount of a wager, the winning hand, and the player who won the prize. (2008-01129)

- 5) Therefore, under RCW 9.46.075(1) and WAC 230-03-085(1) and (3), grounds exist to suspend Parker's Sports Bar & Casino's licenses.

RCW 9.46.075(1) provides that the Commission may suspend or revoke any license or permit issued by it, for any reason or reasons, it deems to be in the public interest. These reasons shall include, but not be limited to, cases wherein the licensee, or any person with any interest therein:

(1) Has violated, failed or refused to comply with the provisions, requirements, conditions, limitations or duties imposed by chapter 9.46 RCW and any amendments thereto, or any rules adopted by the Commission pursuant thereto, or when a violation of any provision of chapter 9.46 RCW, or any Commission rule, has occurred upon any premises occupied or operated by any such person or over which he or she has substantial control;

WAC 230-03-085(1) and (3) Denying, suspending, or revoking an application, license or permit.

We may deny, suspend, or revoke any application, license or permit, when the licensee, or anyone holding a substantial interest in the licensee's business or organization:

(1) Commits any act that constitutes grounds for denying, suspending, or revoking licenses or permits under RCW 9.46.075.

(3) Has demonstrated willful disregard for complying with ordinances, statutes, administrative rules, or court orders, whether at the local, state, or federal level.

WAC 230-15-320 Surveillance room requirements for house-banked card game licensees.

House-banked card game licensees must maintain one or more surveillance rooms. They must:

(4) Ensure that any time a winning wager, a jackpot, or bonus pay out greater than one thousand dollars is won, they use pan-tilt-zoom (PTZ) cameras to verify: (a) Winning hands; and (b) Amounts of the wager; and (c) Amounts of the pay out; and (d) Players who won the prize.

¹ The Notice of Violation and Settlement (NOVAS) identifies the violation and gives the recipient the opportunity to pay a fine to settle the matter.

WAC 230-15-405 Paying out prizes on a player-supported jackpot.

(5) When a player wins a prize of five hundred dollars or more, in view of the surveillance camera, the dealer must: (a) Display the value and suit of each card in the winning hand; and (b) Count and put in numerical order by suit the remaining cards in the deck to confirm a complete deck.

WAC 230-15-319 Retaining video recordings.

(2) Licensees must keep: (b) Recordings documenting jackpot pays outs for at least thirty days:
(i) For player supported jackpots, retain recordings of jackpots of five hundred dollars or more.

III.

Jurisdiction of this proceeding is based on 9.46 RCW, Gambling, chapter 34.05 RCW, the Administrative Procedure Act, and WAC Title 230.

The licensee will have the opportunity to have a hearing on the alleged violations.

In order to have a hearing or discuss settlement options, the enclosed REQUEST FOR HEARING must be COMPLETED AND RETURNED to the Gambling Commission *within 23 days* from the date of the mailing of this notice.

Based on RCW 34.05.440, failure to return this document will result in the entry of a default order SUSPENDING your licenses for 30 days.

STATE OF WASHINGTON)
) ss.
COUNTY OF THURSTON)

Rick Day, being duly sworn on oath, says: That he has read this Notice of Administrative Charges and Opportunity for An Adjudicative Proceeding, knows the contents of it, believes it to be true, that he is the Director of the Washington State Gambling Commission, and in that capacity has executed said Notice.

STATE OF WASHINGTON)
) ss.
COUNTY OF THURSTON)

I hereby certify that I have this day served a copy of the document upon all parties of record in the proceeding by mailing a copy thereof, properly addressed with postage prepaid, by regular and certified mail to each party to the proceeding or his or her attorney or authorized agent.

Dated at Olympia, Washington this 4th day of February, 2009

Communications and Legal Department
Washington State Gambling Commission

Maureen Prete

Rick Day

RICK DAY, DIRECTOR

SUBSCRIBED AND SWORN TO before me
this 4th day of February, 2009.

Michelle M. Farley

NOTARY PUBLIC in and for the State of

Washington reporting at Lacey
on June 15, 2009

